



PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION
1919 M STREET N.W.
WASHINGTON, D.C. 20554

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DA 95-732

April 4, 1995

COMMISSION MODIFIES *EX PARTE* RULES PERTAINING TO TEC'S REQUEST FOR WAIVER OF ENTREPRENEURS' BLOCK ELIGIBILITY RULES

The Federal Communications Commission has modified its *ex parte* rules as they pertain to a request filed by Telephone Electronics Corporation (TEC) for waiver of Section 24.709(a)(1). The Commission sought comment on TEC's waiver request on March 29 and received numerous oppositions that were timely filed. See "Comment Sought on TEC Request to Waive Entrepreneurs' Block Eligibility Rules," Public Notice, DA 95-651 (Rel. Mar. 29, 1995).

Requests for waiver that are formally opposed are generally treated as restricted proceedings, where *ex parte* presentations are prohibited. 47 C.F.R. § 1.1208(c)(1)(ii)(D). The Commission may modify its *ex parte* rules by Public Notice, however, if it determines that the public interest would be served. 47 C.F.R. § 1.1200(a).

Given the overwhelming interest in TEC's waiver request, the Commission has determined that it is in the public interest to permit *ex parte* presentations relating to TEC's request, so long as the presentations are disclosed in accordance with Section 1.1206 of the Commission's Rules. Modifying our rules in this case will provide a greater opportunity for interested parties to participate in this proceeding.

For further information contact Sue McNeil at (202) 418-0620 in the Wireless Telecommunications Bureau or Julius Genachowski at (202) 418-1700 in the Office of General Counsel.

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